

Message

---

**From:** Moore, Gary [Moore.Gary@epa.gov]  
**Sent:** 9/8/2016 10:55:06 AM  
**To:** Steve Wilson [swilsonwse@gmail.com]; Jonathan Carroll [jcarroll@lazarusenergy.com]  
**Subject:** Re: Falcon Refinery - Progress Update

Steve/Jonathan:

I will be giving my management an update on progress this morning. I have made a request for weekly emails and monthly reports to document your progress but you continue to disregard my emails. I continue to let them know that it is in our benefit to allow you to complete the work. Your failure to communicate with me makes me question this decision. This meeting may result in the decision to find you in default. The consequences will be EPA completing the removal action and you paying the costs along with our overhead which is about 50%.

Failure of you to provide consistent updates to EPA is detrimental to your success.

Thanks  
Gary Moore

Sent from my iPhone

On Sep 5, 2016, at 6:29 PM, Moore, Gary <Moore.Gary@epa.gov> wrote:

Steve/Jonathan:

The last formal update that I received was July 26, 2016. I have requested written updates many times and have yet to receive them on a consistent basis. I have attempted to get you on a submittal schedule so that I can evaluate the progress that you are making towards completing the removal action. The dates for the written submittals that I am expecting are Friday (email update) and the 10<sup>th</sup> of the month for the ore formal written updates that would cover the previous months activities. I need a response back to me by Friday, August 9, 2016 to let me know that you guys intend on complying with this request.

Thanks  
Gary Moore  
2147891627

---

**From:** Moore, Gary  
**Sent:** Wednesday, August 24, 2016 11:01 AM  
**To:** Steve Wilson <swilsonwse@gmail.com>; Jonathan Carroll <jcarroll@lazarusenergy.com>  
**Cc:** Mueller, Brian <muellder.brian@epa.gov>; Gloria-Small Moran <Moran.Gloria-Small@epa.gov>  
**Subject:** RE: Falcon Refinery - Progress Update

Steve/Jonathan:

The last email update on progress that I received was July 26, 2016 concerning the activities to complete the removal action associated with the Site. I have continually asked for updates and usually only get them when I make a request. I am requesting again that you provide weekly email updates on Friday and a monthly written summary updates by the 10<sup>th</sup> of each month as in previous monthly updates.

I need an immediate email update from you.

Thanks  
Gary Moore

---

**From:** Moore, Gary  
**Sent:** Tuesday, July 12, 2016 5:12 PM  
**To:** Steve Wilson <[swilsonwse@gmail.com](mailto:swilsonwse@gmail.com)>  
**Subject:** Falcon Refinery - Progress Update

Steve:

The last formal Monthly Progress Report (MPR) was sent to me in April 2013 (see attached). I also added both daily and weekly reports as I had NO CONFIDENCE that work was being done on a consistent basis. Recently, I have only been getting progress updates on a schedule that Lazarus determines is appropriate rather than the EPA. Beginning in August 2016, I would like Lazarus to reinitiate these formal Monthly Progress Reports which are due by the 10<sup>th</sup> of the following month for the previous months activities. I would like a July MPR by August 10, 2016. Additionally, I would like to get email weekly updates on Fridays beginning July 15, 2016 (this Friday) and weekly thereafter. This will give me a comfort on the progress that is being made as I have it as no work has been done since May 2016 to present.

Please focus the reports on the following items:

1. <!--[if !supportLists]--><!--[endif]-->Tank 13: Oil and Oily Water;
2. <!--[if !supportLists]--><!--[endif]-->Tank 7: Oily Water and Sludge;
3. <!--[if !supportLists]--><!--[endif]-->Inspection/Removal of liquids/materials within refinery piping and equipment;
4. <!--[if !supportLists]--><!--[endif]-->Inspection/Removal of Asbestos within refinery (including that covered on the ground);
5. <!--[if !supportLists]--><!--[endif]-->Inspection/Removal of visibly contaminated soils through property; and
6. <!--[if !supportLists]--><!--[endif]-->Final Report.

It is very important to me that know on a weekly basis the status of your work whether or not you are doing anything or not. At the present, I have it down as no work being done since April 2016. I am hopeful that things are moving forward. If adequate activities to complete the site are no going on, you need to provide me a reason why and when those activities will begin again in earnest.

Thanks,

**Gary W. Moore (6SF-ER)**  
**U.S EPA Region 6**  
**1445 Ross Ave, Suite 1200**  
**Dallas, TX 75202-2733**  
**Cell: 214.789.1627**  
[moore.gary@epa.gov](mailto:moore.gary@epa.gov)